

1 Adam Pennella, SBN 246260
2 Wolf, Pennella & Stevens, LLP
3 717 Washington Street
4 Oakland, CA 94607
5 P. (510) 451-4600
6 F. (510) 451-3002
7 adam@wps-law.com

8 Counsel for Defendant
9 Oscar Vargas

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Case No.: CR 14-70886 MAG

Plaintiff,

vs.

STIPULATION AND [PROPOSED]
ORDER TO VACATE BOND
REVIEW HEARING AND ADOPT
PRETRIAL'S RECOMMENDATION

OSCAR VARGAS,

Date: November 10, 2014

Defendant

Time: 9:30 a.m.

Honorable Donna M. Ryu

The parties hereby stipulate and agree that the Bond Review Hearing, set for the above date and time, be vacated and taken off calendar. The parties further agree that no such hearing is necessary, as the government is withdrawing its objection to Pretrial's recommendation dated October 9, 2014 (as reflected in the Court's Order dated October 10, 2014). See ECF Doc. 74.

By way of background, Mr. Vargas was released from custody on July 11, 2014 subject to the terms of a bond that was co-signed by his longtime girlfriend, Trisha Beal, and his parents. As a term of release, he was ordered to attend and complete a residential substance abuse treatment program. He completed that program on October 9, 2014. Pretrial recommended that upon completion of the program, he return to live with Ms. Beal and attend outpatient substance abuse treatment.

1 Defense counsel represents to the Court the following information: (1) since October 9,
2 2014, Mr. Vargas has been living with Ms. Beal and has been referred to, and is currently
3 attending, outpatient counseling addressing substance abuse issues; and (2) Mr. Vargas has also
4 been voluntarily attending NA/AA meetings approximately six days per week since shortly after
5 his completion of the residential treatment program.

6 As such, the parties do not believe a bond review hearing is necessary and jointly request
7 that the Court adopt Pretrial's October 9, 2014 recommendation and vacate the hearing set for
8 November 10, 2014. Pretrial Services Officer Tim Elder was notified of this request and has no
9 objection to it.

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11 SO STIPULATED:

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13 Dated: November 7, 2014

14 _____/s/ _____
15 Adam Pennella
16 Counsel for Oscar Vargas

17 Dated: November 7, 3014

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19 MELINDA HAAG
20 UNITED STATES ATTORNEY
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23 SO ORDERED:

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25 Dated: 11/7/14

26 _____/s/ _____
27 Katie Medearis
28 Assistant United States Attorney

Honorable Donna M. Ryu
United States Magistrate Judge